

Assembly Bill No. 839

Passed the Assembly September 9, 1997

Chief Clerk of the Assembly

Passed the Senate September 3, 1997

Secretary of the Senate

This bill was received by the Governor this ____ day
of _____, 1997, at ____ o'clock __M.

Private Secretary of the Governor

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CHAPTER ____

An act to amend Sections 4801, 4802, 4804, 4806, 4826, 4831, 4846, 4848, 4850, 4852, 4853, 4856, 4883, and 4905 of, and to amend, repeal, and add Sections 4832, 4833, 4834, 4835, and 4842.2 of, the Business and Professions Code, relating to veterinary medicine, and making an appropriation therefor.

LEGISLATIVE COUNSEL'S DIGEST

AB 839, Thomson. Veterinary medicine.

(1) Existing law vests in the Veterinary Medical Board in the Department of Consumer Affairs the administration of provisions regulating the practice of veterinary medicine.

(2) Existing law prescribes the qualifications of members of the board.

This bill would require the nonpublic members of the board to be veterinarians licensed by the state.

(3) Existing law authorizes the board to require any or all officers of the board to give a bond to the state. Existing law provides that the secretary of the Veterinary Medical Board shall receive expenses and shall not receive a salary for acting in the capacity of secretary.

This bill would delete the above provision that authorizes the board to require officers to give a bond. The bill would delete obsolete references to the secretary of the board.

(4) Existing law provides that a person practices veterinary medicine, surgery, and dentistry, and the various branches thereof, when he or she does certain activities for the prevention, cure, or relief of a wound, fracture, bodily injury, or disease of animals. Existing law excepts these activities from the practice of veterinary medicine if administered by an animal health technician or an unregistered assistant under designated direction and supervision.



This bill would delete reference to an animal health technician and refer instead to a registered veterinary technician for purposes of this provision.

(5) Existing law makes it a misdemeanor for any person to violate or aid or abet in the violation of the provisions regulating the practice of veterinary medicine and provides for a fine of not less than \$500, nor more than \$2,000 and a minimum 30-day jail sentence.

This bill would make technical nonsubstantive changes to this provision.

(6) Existing law establishes within the jurisdiction of the board, a Registered Veterinary Technician Examining Committee to assist the board in the examination of applicants for veterinary technician registration and in the inspection and approval of schools or institutions offering a curriculum for training registered veterinary technicians and to make various recommendations. The committee consists of 8 members appointed as follows: one public member appointed by the Senate Committee on Rules, one public member appointed by the Speaker of the Assembly, and 6 members appointed by the Governor, 3 licensed veterinarians and 3 registered veterinary technicians. Under existing law, the provisions establishing the committee become inoperative on July 1, 1998, and are repealed January 1, 1999.

This bill would, commencing July 1, 1998, delete the provision establishing the Registered Veterinary Technician Examining Committee. The bill would instead require the board to establish an advisory committee on issues pertaining to the practice of veterinary technicians to be known as the Registered Veterinary Technician Committee and authorize that committee to assist the board, as provided, and make various recommendations.

(7) Existing law establishes the Registered Veterinary Technician Examining Committee Fund, a continuously appropriated fund, that consists of revenue received under the provisions regulating registered veterinary technicians. Existing law also establishes the Veterinary

Medical Board Contingent Fund, a continuously appropriated fund, that consists of various fees the board is authorized to collect for purposes of the regulation of veterinarians.

This bill would, commencing July 1, 1998, (a) repeal the provision establishing the Registered Veterinary Technician Examining Committee Fund, (b) require that all unappropriated funds in the Registered Veterinary Technician Examining Committee Fund on July 1, 1998, be transferred to the Veterinary Medical Board Contingent Fund, and (c) require that all funds collected by the board under the provisions regulating registered veterinary technicians be deposited in the Veterinary Medical Board Contingent Fund. By changing the purpose of and increasing the source of moneys in a continuously appropriated fund, this bill would make an appropriation.

(8) Existing law requires that applications for a license be upon a form furnished by the board and accompanied by a diploma from a veterinary college recognized by the board.

This bill would permit the application to be accompanied by a diploma or any other verification of graduation.

(9) Existing law requires the examination for licensure to practice veterinary medicine to consist of a written and practical examination, with certain exceptions for out-of-state applicants. Existing law authorizes the board to waive the examination requirements and issue a license if the applicant meets certain requirements, including that the applicant has graduated from a veterinary college recognized by the board or possesses a certificate issued by the Educational Commission for Foreign Veterinary Graduates of the American Veterinary Medical Association which was issued as prescribed.

This bill would delete reference to the American Veterinary Medical Association for purposes of this provision and would delete the prescriptions related to the basis of issuance of the certificate.



(10) Existing law requires a licensed veterinarian to conspicuously display his or her license at his or her principal place of business. Existing law also requires an applicant for renewal of a license to specify in his or her application whether he or she has changed the address of his or her place of practice.

This bill would require instead the licensed veterinarian to conspicuously display a copy of his or her license at his or her principal place of business. The bill would instead require that the applicant for renewal of a license specify in the application whether he or she has changed his or her mailing address.

(11) Existing law requires that all premises where veterinary medicine, veterinary dentistry, or veterinary surgery is being practiced be registered with the board. Existing law subjects equipment and drugs on the premises, or any other place, where veterinary medicine, veterinary dentistry, or veterinary surgery is being practiced to inspection by the board.

This bill would apply the above registration requirement and inspection provisions to premises where the various branches of veterinary medicine, veterinary dentistry, or veterinary surgery are being practiced.

(12) Existing law authorizes the board to deny, revoke, or suspend a license or assess a fine for false or misleading advertising having for its purpose or intent deception or fraud and for disciplinary action taken by any public agency for any act substantially related to the practice of veterinary medicine.

This bill would delete the requirement that the false or misleading advertising have for its purpose or intent deception or fraud. The bill would extend the provision relating to disciplinary action taken to apply to any public agency, in any state or territory.

(13) Existing law provides that the maximum fee that the board can establish for veterinarians to file an application for examination is \$325 for the national examination and \$250 for the California state board examination. However, if the provisions establishing the

board are repealed under existing law, the maximum fee to file an application for the national examination is \$250.

This bill would revise these fee provisions. The bill would establish the maximum fee to file an application for examination at \$100. The bill would establish a maximum fee of \$325 for the licensing examination and a maximum fee of \$150 for the California state board examination.

By increasing the source of moneys in a continuously appropriated fund, this bill would make an appropriation.

Appropriation: yes.

The people of the State of California do enact as follows:

SECTION 1. Section 4801 of the Business and Professions Code is amended to read:

4801. Each member, except the public members, shall be a graduate of some veterinary college authorized by law to confer degrees, a bona fide resident of this state for a period of at least five years immediately preceding his or her appointment, a veterinarian licensed by the state, and shall have been actually engaged in the practice of his or her profession in this state during this period. The public members shall have been residents of this state for a period of at least five years last past before their appointment and shall not be licentiates of the board or of any other board under this division or of any board referred to in Sections 1000 and 3600.

No person shall serve as a member of the board for more than two consecutive terms.

SEC. 2. Section 4802 of the Business and Professions Code is amended to read:

4802. The members of the board shall hold office for a term of four years. Each member shall serve until the appointment and qualification of his or her successor or until one year shall have elapsed since the expiration of the term for which he or she was appointed, whichever first occurs. A member may be reappointed subject to the limitation contained in Section 4801.

Vacancies occurring shall be filled by appointment for the unexpired term, within 90 days after they occur.



The Governor shall appoint the four members qualified as provided in Section 4801. The Senate Rules Committee and the Speaker of the Assembly shall each appoint a public member.

SEC. 3. Section 4804 of the Business and Professions Code is amended to read:

4804. The board shall elect a president, vice president, and any other officers of the board as shall be necessary, from its membership. The Attorney General shall act as counsel for the board and the members thereof in their official or individual capacity for any act done under the color of official right.

SEC. 4. Section 4806 of the Business and Professions Code is amended to read:

4806. Each member of the board shall receive a per diem and expenses as provided in Section 103.

SEC. 5. Section 4826 of the Business and Professions Code is amended to read:

4826. Any person practices veterinary medicine, surgery, and dentistry, and the various branches thereof, when he or she does any one of the following:

(a) Represents himself or herself as engaged in the practice of veterinary medicine, veterinary surgery, or veterinary dentistry in any of its branches.

(b) Diagnoses or prescribes a drug, medicine, appliance, application, or treatment of whatever nature for the prevention, cure or relief of a wound, fracture, bodily injury, or disease of animals.

(c) Administers a drug, medicine, appliance, application, or treatment of whatever nature for the prevention, cure, or relief of a wound, fracture, bodily injury, or disease of animals, except where the drug, medicine, appliance, application, or treatment is administered by a registered veterinary technician or an unregistered assistant at the direction of and under the direct supervision of a licensed veterinarian subject to Article 2.5 (commencing with Section 4832). However, no person, other than a licensed veterinarian, may induce anesthesia unless authorized by regulation of the board.



(d) Performs a surgical or dental operation upon an animal.

(e) Performs any manual procedure for the diagnosis of pregnancy, sterility, or infertility upon livestock or Equidae.

(f) Uses any words, letters or titles in such connection or under such circumstances as to induce the belief that the person using them is engaged in the practice of veterinary medicine, veterinary surgery, or veterinary dentistry. This use shall be prima facie evidence of the intention to represent himself or herself as engaged in the practice of veterinary medicine, veterinary surgery, or veterinary dentistry.

SEC. 6. Section 4831 of the Business and Professions Code is amended to read:

4831. Any person, who violates or aids or abets in violating any of the provisions of this chapter, is guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than five hundred dollars (\$500), nor more than two thousand dollars (\$2,000), or by imprisonment in a county jail for not less than 30 days nor more than one year, or by both the fine and imprisonment.

SEC. 7. Section 4832 of the Business and Professions Code is amended to read:

4832. (a) There is hereby created within the jurisdiction of the board, a Registered Veterinary Technician Examining Committee, hereinafter referred to as the examining committee.

(b) The examining committee shall consist of eight members. The examining committee shall consist of three veterinarians licensed to practice veterinary medicine in the State of California, two public members and three members who shall be registered as veterinary technicians in the State of California. Appointments may be made from lists, if any, submitted by appropriate professional associations and societies.

The Governor shall appoint the six licensed and registered members qualified as provided in this subdivision. The Senate Committee on Rules and the



Speaker of the Assembly shall each appoint a public member.

The Governor shall appoint the additional animal health technician member, provided for by the statute enacted during the 1984 portion of the 1984–85 Regular Session, upon the expiration of the term of the public member appointed by the Governor.

(c) All doctors of veterinary medicine who are appointed members of the examining committee, shall have been licensed to practice veterinary medicine at least five years preceding their appointment. All veterinary technicians who are appointed members of the examining committee shall have been registered as an animal health or veterinary technician at least five years preceding their appointment.

(d) The members of the examining committee shall serve for a term of four years, except that the original examining committee appointments may be staggered to achieve rotational terms. No person may serve as a member of the committee for more than two consecutive terms.

(e) This section shall remain in effect only until July 1, 1998, and as of that date is repealed, unless a later enacted statute, that is enacted before July 1, 1998, deletes or extends that date.

SEC. 8. Section 4832 is added to the Business and Professions Code, to read:

4832. (a) The board shall establish an advisory committee on issues pertaining to the practice of veterinary technicians, that shall be known as the Registered Veterinary Technician Committee, hereafter referred to as the committee.

(b) This section shall become operative on July 1, 1998.

SEC. 9. Section 4833 of the Business and Professions Code is amended to read:

4833. (a) The examining committee shall assist the board in the examination of applicants for veterinary technician registration. The examination shall be held at least once a year at the times and places designated by the board.

(b) As directed by the board, the examining committee may investigate and evaluate each applicant applying for registration as a registered veterinary technician and may recommend to the board for final determination the admission of the applicant to the examination and eligibility for registration.

(c) The examining committee shall make recommendations to the board regarding the establishment and operation of the continuing education requirements authorized by Section 4838 of this article.

(d) The examining committee shall assist the board in the inspection and approval of all schools or institutions offering a curriculum for training registered veterinary technicians.

(e) This section shall remain in effect only until July 1, 1998, and as of that date is repealed, unless a later enacted statute, that is enacted before July 1, 1998, deletes or extends that date.

SEC. 10. Section 4833 is added to the Business and Professions Code, to read:

4833. (a) The committee may assist the board in the examination of applicants for veterinary technician registration. The examination shall be held at least once a year at the times and places designated by the board.

(b) As directed by the board, the committee may investigate and evaluate each applicant applying for registration as a registered veterinary technician and may recommend to the board for final determination the admission of the applicant to the examination and eligibility for registration.

(c) The committee may make recommendations to the board regarding the establishment and operation of the continuing education requirements authorized by Section 4838 of this article.

(d) The committee may assist the board in the inspection and approval of all schools or institutions offering a curriculum for training registered veterinary technicians.

(e) This section shall become operative on July 1, 1998.



SEC. 11. Section 4834 of the Business and Professions Code is amended to read:

4834. (a) The board has the power to remove from office at any time any member of the examining committee for continued neglect of any duty required by this article, for incompetency, or for unprofessional conduct.

(b) This section shall remain in effect only until July 1, 1998, and as of that date is repealed, unless a later enacted statute, that is enacted before July 1, 1998, deletes or extends that date.

SEC. 12. Section 4834 is added to the Business and Professions Code, to read:

4834. (a) The board has the power to remove from office at any time any member of the committee for continued neglect of any duty required by this article, for incompetency, or for unprofessional conduct.

(b) This section shall become operative on July 1, 1998.

SEC. 13. Section 4835 of the Business and Professions Code is amended to read:

4835. (a) Each member of the examining committee shall receive a per diem and expenses, as provided in Section 103.

(b) This section shall remain in effect only until July 1, 1998, and as of that date is repealed, unless a later enacted statute, that is enacted before July 1, 1998, deletes or extends that date.

SEC. 14. Section 4835 is added to the Business and Professions Code, to read:

4835. (a) Each member of the committee shall receive a per diem and expenses, as provided in Section 103.

(b) This section shall become operative on July 1, 1998.

SEC. 15. Section 4842.2 of the Business and Professions Code is amended to read:

4842.2. (a) The board shall certify to the State Controller at the beginning of each month for the month preceding, the amount and source of all revenue received by it pursuant to this chapter, and shall pay the entire amount thereof to the State Treasurer for deposit in the



Registered Veterinary Technician Examining Committee Fund, which fund is hereby created and is continuously appropriated to carry out the purposes of this chapter.

(b) This section shall remain in effect only until July 1, 1998, and as of that date is repealed, unless a later enacted statute, that is enacted before July 1, 1998, deletes or extends that date.

SEC. 16. Section 4842.2 is added to the Business and Professions Code, to read:

4842.2. (a) Commencing July 1, 1998, all funds collected by the board under this article shall be deposited in the Veterinary Medical Board Contingent Fund.

(b) All unappropriated funds existing in the Registered Veterinary Technician Examining Committee Fund on July 1, 1998, shall be transferred to the Veterinary Medical Board Contingent Fund.

(c) This section shall become operative July 1, 1998.

Section 4846 of the Business and Professions Code is amended to read:

4846. Applications for a license shall be upon a form furnished by the board and, in addition, shall be accompanied by a diploma or other verification of graduation from a veterinary college recognized by the board.

SEC. 18. Section 4848 of the Business and Professions Code is amended to read:

4848. (a) (1) The board shall, by means of examination, ascertain the professional qualifications of all applicants for licenses to practice veterinary medicine in this state and shall issue a license to every person whom it finds to be qualified. No license shall be issued to anyone who has not demonstrated his or her competency by examination.

(2) The examination shall consist of both of the following:

(A) A licensing examination consisting of both of the following:

(i) An examination in basic veterinary science.



(ii) An examination of clinical competency.

(B) A California state board examination.

The examinations may be given at the same time or at different times as determined by the board. For examination purposes, the board may make contractual arrangements on a sole source basis with organizations furnishing examination material as it may deem desirable and shall be exempt from Section 10115 of the Public Contract Code.

(3) The licensing examination may be waived by the board in any case in which it determines that the applicant has taken and passed an examination for licensure in another state substantially equivalent in scope and subject matter to the licensing examination last given in California before the determination is made, and has achieved a score on the out-of-state examination at least equal to the score required to pass the licensing examination administered in California.

(4) Nothing in this chapter shall preclude the board from permitting a person who has completed a portion of his or her educational program, as determined by the board, in a veterinary college, recognized by the board under Section 4846, to take any examination or any part thereof prior to satisfying the requirements for application for a license established by Section 4846.

(b) The board may waive the examination requirements of subdivision (a), and issue a license to an applicant to practice veterinary medicine, if the applicant meets all of the following requirements and would not be denied issuance of a license by any other provision of this code:

(1) The applicant is licensed in one or more other states in which the board has determined that he or she has taken and passed a licensing examination, and a written practical or written practice examination, equivalent in scope and subject matter to the California state board examination.

(2) The applicant has been lawfully and continuously engaged in the practice of veterinary medicine for four years or more in one or more states immediately

preceding filing his or her application for licensure in this state.

(3) The applicant has graduated from a veterinary college recognized by the board under Section 4846. In the case of an applicant who is not a graduate of a veterinary college recognized by the board, he or she shall possess a certificate issued by the Educational Commission for Foreign Veterinary Graduates.

(4) The board determines that no disciplinary action has been taken against the applicant by any public agency concerned with the practice of veterinary medicine and that the applicant has not been the subject of adverse judgments resulting from the practice of veterinary medicine which the board determines constitutes evidence of a pattern of incompetence or negligence.

(5) The applicant passes a practicing veterinarian examination administered by the board or a committee or organization authorized by the board. It may be oral or practical or clinical in nature and full consideration shall be given to the duration and character of the applicant's practice.

SEC. 19. Section 4850 of the Business and Professions Code is amended to read:

4850. Every person holding a license under this chapter shall conspicuously display a copy of the license in his or her principal place of business.

SEC. 20. Section 4852 of the Business and Professions Code is amended to read:

4852. Every person holding a license issued under this chapter who changes his or her mailing address shall notify the board of his or her new mailing address within 30 days of the change. The board shall not renew the license of any person who fails to comply with this section unless the person pays the penalty fee prescribed in Section 4905. An applicant for the renewal of a license shall specify in his or her application whether he or she has changed his or her mailing address and the board may accept that statement as evidence of the fact.

SEC. 21. Section 4853 of the Business and Professions Code is amended to read:



4853. (a) All premises where veterinary medicine, veterinary dentistry, veterinary surgery, and the various branches thereof is being practiced shall be registered with the board. The certificate of registration shall be on a form prescribed in accordance with Section 164.

(b) "Premises" for the purpose of this chapter shall include a building, kennel, mobile unit, or vehicle. Mobile units and vehicles shall be exempted from independent registration with the board when they are operated from a building or facility which is the licensee manager's principal place of business and the building is registered with the board, and the registration identifies and declares the use of the mobile unit or vehicle.

(c) Every application for registration of veterinary premises shall set forth in the application the name of the responsible licensee manager who is to act for and on behalf of the licensed premises. Substitution of the responsible licensee manager may be accomplished by application to the board if the following conditions are met:

(1) The person substituted qualifies by presenting satisfactory evidence that he or she possesses a valid, unexpired, and unrevoked license as provided by this chapter and that the license is not currently under suspension.

(2) No circumvention of the law is contemplated by the substitution.

SEC. 22. Section 4856 of the Business and Professions Code is amended to read:

4856. (a) All records required by law to be kept by a veterinarian subject to this chapter, including, but not limited to, records pertaining to diagnosis and treatment of animals and records pertaining to drugs or devices for use on animals, shall be open to inspection by the board, or its authorized representatives, during an inspection as part of a regular inspection program by the board, or during an investigation initiated in response to a complaint that a licensee has violated any law or regulation that constitutes grounds for disciplinary action

by the board. A copy of all those records shall be provided to the board immediately upon request.

(b) Equipment and drugs on the premises, or any other place, where veterinary medicine, veterinary dentistry, veterinary surgery, or the various branches thereof is being practiced, or otherwise in the possession of a veterinarian for purposes of that practice, shall be open to inspection by the board, or its authorized representatives, during an inspection as part of a regular inspection program by the board, or during an investigation initiated in response to a complaint that a licensee has violated any law or regulation that constitutes grounds for disciplinary action by the board.

SEC. 23. Section 4883 of the Business and Professions Code is amended to read:

4883. The board may deny, revoke, or suspend a license or assess a fine as provided in Section 4875 for any of the following:

(a) Conviction of a crime substantially related to the qualifications, functions, or duties of veterinary medicine, surgery, or dentistry, in which case the record of the conviction shall be conclusive evidence.

(b) For having professional connection with, or lending one's name to, any illegal practitioner of veterinary medicine and the various branches thereof.

(c) Violation or attempting to violate, directly or indirectly, any of the provisions of this chapter.

(d) Fraud or dishonesty in applying, treating or reporting on tuberculin or other biological tests.

(e) Employment of anyone but a veterinarian licensed in the state to demonstrate the use of biologics in the treatment of animals.

(f) False or misleading advertising.

(g) Unprofessional conduct, that includes, but is not limited to, the following:

(1) Conviction of a charge of violating any federal statutes or rules or any statute or rule of this state, regulating dangerous drugs or controlled substances. The record of the conviction is conclusive evidence thereof. A plea or verdict of guilty or a conviction following a plea



of nolo contendere is deemed to be a conviction within the meaning of this section. The board may order the license suspended or revoked, or assess a fine, or decline to issue a license, when the time for appeal has elapsed, or the judgment of conviction has been affirmed on appeal or when an order granting probation is made suspending the imposition of sentence, irrespective of a subsequent order under Section 1203.4 of the Penal Code allowing the person to withdraw his or her plea of guilty and to enter a plea of not guilty, or setting aside the verdict of guilty, or dismissing the accusation, information or indictment.

(2) (A) The use of or prescribing for or administering to himself or herself, any controlled substance.

(B) The use of any of the dangerous drugs specified in Section 4211, or of alcoholic beverages to the extent, or in any manner as to be dangerous or injurious to a person licensed under this chapter, or to any other person or to the public, or to the extent that the use impairs the ability of the person so licensed to conduct with safety the practice authorized by the license.

(C) The conviction of more than one misdemeanor or any felony involving the use, consumption or self-administration of any of the substances referred to in this section or any combination thereof and the record of the conviction is conclusive evidence.

A plea or verdict of guilty or a conviction following a plea of nolo contendere is deemed to be a conviction within the meaning of this section. The board may order the license suspended or revoked or assess a fine, or may decline to issue a license, when the time for appeal has elapsed or the judgment of conviction has been affirmed on appeal or when an order granting probation is made suspending imposition of sentence, irrespective of a subsequent order under Section 1203.4 of the Penal Code allowing the person to withdraw his or her plea of guilty and to enter a plea of not guilty, or setting aside the verdict of guilty, or dismissing the accusation, information, or indictment.



(3) A violation of any federal statute, rule, or regulation or any of the statutes, rules, or regulations of this state regulating dangerous drugs or controlled substances.

(h) Failure to keep one's premises and all equipment therein in a clean and sanitary condition.

(i) Fraud, deception, negligence, or incompetence in the practice of veterinary medicine.

(j) Aiding or abetting in any acts that are in violation of any of the provisions of this chapter.

(k) The employment of fraud, misrepresentation, or deception in obtaining the license.

(l) The revocation, suspension, or other discipline by another state or territory of a license or certificate to practice veterinary medicine in that state or territory.

(m) Cruelty to animals, conviction on a charge of cruelty to animals, or both.

(n) Disciplinary action taken by any public agency in any state or territory for any act substantially related to the practice of veterinary medicine.

(o) Violation, or the assisting or abetting violation, of any regulations adopted by the board pursuant to this chapter.

SEC. 24. Section 4905 of the Business and Professions Code is amended to read:

4905. The following fees shall be collected by the board and shall be credited to the Veterinary Medical Board Contingent Fund:

(a) The fee for filing an application for examination shall be set by the board in an amount it determines is reasonably necessary to provide sufficient funds to carry out the purpose of this chapter, but not to exceed one hundred dollars (\$100).

(b) The fee for the licensing examination shall be set by the board in an amount it determines is reasonably necessary to provide sufficient funds to carry out the purpose of this chapter, not to exceed three hundred twenty-five dollars (\$325).

(c) The fee for the California state board examination shall be set by the board in an amount it determines is

reasonably necessary to provide sufficient funds to carry out the purpose of this chapter, not to exceed one hundred fifty dollars (\$150).

(d) The initial license fee shall be set by the board at not more than two hundred fifty dollars (\$250) except that, if the license is issued less than one year before the date on which it will expire, then the fee shall be set by the board at not more than one hundred twenty-five dollars (\$125). The board may, by appropriate regulation, provide for the waiver or refund of the initial license fee where the license is issued less than 45 days before the date on which it will expire.

(e) The renewal fee shall be set by the board for each biennial renewal period in an amount it determines is reasonably necessary to provide sufficient funds to carry out the purpose of this chapter, but not to exceed two hundred fifty dollars (\$250).

(f) The delinquency fee shall not exceed twenty-five dollars (\$25).

(g) The fee for issuance of a duplicate license is ten dollars (\$10).

(h) The board may make a charge for records, transcripts, and other official documents pertaining to the affairs of the board.

(i) The fee for failure to report a change in the mailing address is fifteen dollars (\$15).

(j) The initial and annual renewal fees for registration of veterinary premises shall be set by the board in an amount not to exceed one hundred dollars (\$100) annually.

(k) If the money transferred from the Veterinary Medical Board Contingent Fund to the General Fund pursuant to the Budget Act of 1991 is redeposited into the Veterinary Medical Board Contingent Fund, the fees assessed by the board shall be reduced correspondingly. However, the reduction shall not be so great as to cause the Veterinary Medical Board Contingent Fund to have a reserve of less than three months of annual authorized board expenditures. The fees set by the board shall not result in a Veterinary Medical Board Contingent Fund

reserve of more than 10 months of annual authorized board expenditures.



Approved _____, 1997

Governor

